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Docket No. 6680-6

TELECOPIER TRANSMISSION COVER SHEET

Facsimile Number: 571-273-2187

To: Examiner C. Dickens
United States Patent and Trademark Office

Papers Being Transmitted:

1. Declaration of Melissa Scanzillo
2. Two-page global docket.

Number of Pages Being Transmitted (including cover): 4

Dear Examiner:

The attached is being provided to you in response to your earlier conversation today with James V. Mahon regarding our non-receipt of an Office Action for USSN 09/719,907. Your request for us to provide you with documentation proving our non-receipt is attached hereto. Thank you for your assistance.

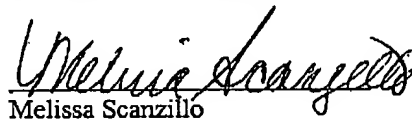
CERTIFICATE OF FACSIMILE TRANSMISSION

Serial No.: 09/719,907

Filed: August 14, 2001

I hereby certify that these papers are being facsimile transferred to the United States Patent and Trademark Office on the date shown below.

By:


Melissa Scanzillo

Date: April 8, 2004

FOR FAX TRANSMISSION PROBLEMS, CALL . THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE USE OF THE PERSON OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. ANY REVIEW, DISSEMINATION, DISTRIBUTION, COPYING OR OTHER USE OF, OR THE TAKING OF ANY ACTION IN RELIANCE UPON, THIS TRANSMISSION OR ITS CONTENTS BY PERSONS OTHER THAN THE ADDRESSEE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR ARE UNCERTAIN ABOUT ITS PROPER HANDLING, PLEASE CALL US IMMEDIATELY (COLLECT AT) AND RETURN THE ORIGINAL TRANSMISSION TO US BY MAIL.

NYA 618938.1

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence or, if this paper is a transmittal letter, every other paper or fee referred to therein, is being deposited electronically, via facsimile at (571) 273-2187 to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: April 8, 2004Name: Melissa ScanzilloSignature: *Melissa Scanzillo*
Clifford Chance US LLP

Docket No. 6680-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re Application of: **D. Certon**Filed: **August 14, 2001**Group Art Unit: **2855**Serial No: **09/719,907**Examiner: **C. Dickens**For: **CROSS MEASUREMENT OF ACUOSTIC FLOWMETER SIGNALS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF MS. MELISSA SCANZILLO

Sir:

1. My name is Melissa Scanzillo. I am a Patent Paralegal at Clifford Chance US LLP.
2. I receive correspondence and enter the correspondence into our computerized docketing database as a regular course of business. Our docketing database prints reports on due dates and notifies the attorney of impending actions.
3. A review of our docket shows that no correspondence was received from the U.S. Patent Office from September 2003 to January 2004 in connection with the above matter. Attached is a two-page print-out of our global docket reflecting the same.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: April 8, 2004

Melissa Scanzillo
Melissa Scanzillo

NYA 666499.1

Global Docket

Printed: 4/8/2004

Through: 12/15/200

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| ATTY/ATTY2 DUE PARA | REFERENCE# | TITLE / MARK | CLIENT | REG/SERIAL# | ACTION | CURRENT EXT | EXT AVAILABLE |
|------------------------|------------|--------------|--------|-------------|--------|----------------|------------------|
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September '03

| | | | | | | | |
|-----------------|----------|--------------------------------------|----------------------|-----------------|---------------------|---|------|
| 11 Thu CULJPKMS | 3499-230 | SYSTEMS AND METHODS FOR MANAGING RI | Goldman, Sachs & Co. | (US) 10/459,655 | INF DISCLOSURE STMT | 0 | None |
| 11 Thu CULJPKMS | 3499-231 | ELECTRONIC FUND TRANSFER PARTICIPANT | Goldman, Sachs & Co. | (US) 10/459,258 | INF DISCLOSURE STMT | 0 | None |
| 17 Wed CULJPKMS | 3499-228 | HEDGE FUND RISK MANAGEMENT | Goldman, Sachs & Co. | (US) 10/464,168 | INF DISCLOSURE STMT | 0 | None |
| 18 Thu CULJPKMS | 3499-221 | RISK MANAGEMENT CUSTOMER REGISTRY | Goldman, Sachs & Co. | (US) 10/463,918 | INF DISCLOSURE STMT | 0 | None |
| 18 Thu CULJPKMS | 3499-234 | PROPRIETARY RISK MANAGEMENT CLEARIN | Goldman, Sachs & Co. | (US) 10/464,601 | INF DISCLOSURE STMT | 0 | None |
| 19 Fri CULJPKMS | 3499-220 | BIOMETRIC RISK MANAGEMENT | Goldman, Sachs & Co. | (US) 10/465,435 | INF DISCLOSURE STMT | 0 | None |

October '03

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|-----------------|----------|-------------------------------------|----------------------|---------------------|---------------------|---|------|
| 22 Wed CULJPKMS | 3499-226 | LONG TERM CARE RISK MANAGEMENT CLEA | Goldman, Sachs & Co. | (US) 10/625,049 | INF DISCLOSURE STMT | 0 | None |
| 24 Fri CULJPKMS | 3499-232 | GAMING INDUSTRY RISK MANAGEMENT CLE | Goldman, Sachs & Co. | (US) 10/626,883 | INF DISCLOSURE STMT | 0 | None |
| 30 Thu CULJPKMS | 3499-278 | PRODUCT AND SERVICE RISK MANAGEMENT | Goldman, Sachs & Co. | (WO) PCT/US03/13169 | PUBLICATION | 0 | None |

November '03

| | | | | | | | |
|-----------------|------------|-------------------------------------|----------------------------------|-----------------|-------------------|---|------|
| 08 Sat PERPERMS | 3028-188DV | TAMPER EVIDENT CLOSURES FOR BEVERAG | Zapata Innovative Closures, Inc. | (CN) 02146941.5 | POWER OF ATTORNEY | 0 | None |
|-----------------|------------|-------------------------------------|----------------------------------|-----------------|-------------------|---|------|

December '03

| | | | | | | | |
|--|----------|---------------------------------------|----------------------------------|---------------------|----------------|---|------|
| 05 Fri PERPERMS | 3028-113 | TAMPER EVIDENT PLASTIC CAPS WITH LOW | Zapata Innovative Closures, Inc. | (GB) 0254729 | ANNUITY DUE | 2 | None |
| <i>Sent letter to client on January 27 and March 7, 2003. \$190/03. \$100/03. \$250/03. Per DR: Called Zapata's offices on 6/3/03 to confirm receipt of the fax for the file that is due to expire on 6/5/03</i> | | | | | | | |
| 05 Fri PERPERMS | 3028-167 | TAMPER EVIDENT PLASTIC CAPS WITH LOW | Zapata Innovative Closures, Inc. | (GB) 0661216 | ANNUITY DUE | 2 | None |
| <i>Sent letter to client 5/14/03. 6/10/03. Per DR: Called Zapata's offices on 6/3/03 to confirm receipt of the fax for the file that is due to expire on 6/5/03</i> | | | | | | | |
| 08 Mon VSJPKMS | 6208-048 | SYSTEM AND METHOD FOR MANAGING FINA | Morgan Stanley | (IN) PCT/US02/01448 | FILING DETAILS | 0 | None |
| 09 Tue PERPERMS | 3028-115 | CLOSURE CAP WITH A LINERLESS SEAL AND | Zapata Innovative Closures, Inc. | (DE) 365592 | ANNUITY DUE | 1 | None |
| <i>Sent letter to client on 1/27/03. 4/15/03. 6/4/03. 10/22/03</i> | | | | | | | |
| 09 Tue PERPERMS | 3028-116 | CLOSURE CAP WITH A LINERLESS SEAL AND | Zapata Innovative Closures, Inc. | (FR) 365592 | ANNUITY DUE | 1 | None |
| <i>Sent letter to client on 1/27/03. 4/15/03. 6/4/03. 10/22/03</i> | | | | | | | |
| <i>We have until 12/30/03 to pay annuity with surcharge</i> | | | | | | | |

04/08/2004 THU 14:16 FAX

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Global Docket

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| DUE | ATTY/ATTY2 | REFERENCE# | TITLE / MARK | CLIENT | REGISTRATION# | ACTION | CURRENT | EXT | AVAILABLE |
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December continued...

09 Tue PER/PER/MS 3028-117 CLOSURE CAP WITH A LINERLESS SEAL AND Zapata Innovative Closures, Inc. (GB) 365592 ANNUITY DUE 1 None
Sent letter to client on 1/27/03; 4/15/03; 6/4/03; 10/22/03

09 Tue PER/PER/MS 3028-118 CLOSURE CAP WITH A LINERLESS SEAL AND Zapata Innovative Closures, Inc. (IT) 365592 ANNUITY DUE 1 None
Sent letter to client on 1/27/03; 4/15/03; 6/4/03; 10/22/03

09 Tue PER/PER/MS 3028-124 CLOSURE CAP WITH A LINERLESS SEAL AND Zapata Innovative Closures, Inc. (CH) 365592 ANNUITY DUE 1 None
Sent letter to client on 1/27/03; 4/15/03; 6/4/03; 10/22/03

31 Wed PER/PER/MS 3028-109 CLOSURE CAP WITH A LINERLESS SEAL AND Zapata Innovative Closures, Inc. (GB) 0248890 ANNUITY DUE 2 None
Sent letter to client on January 22, 2003; 5/19/03; 6/10/03; 6/25/03

January '04

09 Fri PER/PER/MS 3028-188 TAMPER EVIDENT CLOSURES FOR BEVERAG Zapata Innovative Closures, Inc. (CN) ZL99802244 INSTRUCTIONS 0 None
The file would like instructions regarding the annuity payment.

11 Sun CUL/JP/MS 3499-097 METHOD AND SYSTEM FOR VENTURE CAPIT Goldman, Sachs & Co. (US) 10/043,554 STATUS CHECK 0 None

30 Fri PER/PER/MS 3028-147 CURLMASTER PATENT APPLICATION Zapata Innovative Closures, Inc. (CO) 97044917 REMINDER 1 None
DR: pls send letter to the file and Milie about the ext of time (final deadline 2/5/04); 1/22/04

February '04

02 Mon VS/LM/MS 6175-017 COMPUTER DRAWING SYSTEM SolidWorks Corporation (EP) 01102391.8 STATUS CHECK 0 None
3 years since filing, if we didn't hear back, ask fa for status.

04 Wed PER/PER/MS 4199-023 ANTI-VIRAL COMPOSITIONS COMPRISING TE Western Holdings Co. Ltd. (US) 5,086,076 3RD MAINT FEE DUE 6 None
dr. heiman doesn't want paid. Deb left a message for S. Brand. Don't pay unless we hear otherwise and receive a check. See note in file (ms) 7/14/03; Per DR: sent letter to client on 7/15/03

05 Thu PER/PER/MS 3028-147 CURLMASTER PATENT APPLICATION Zapata Innovative Closures, Inc. (CO) 97044917 RENEWAL 1 None
Sent letter to client on 4/24/03; 7/28/03; 10/27/03; 1/22/04

06 Fri MBK/MBK/MS 5677-066 COCOA COMPONENTS, EDIBLE PRODUCTS H Mars, Incorporated (US) 6,312,753 CONSIDER FILE CONT 0 None
Per MBK: consider filing cont. to claim process for making defatted cocoa solids. This would be off of a case that Neda is handling PNF 102USP1 (10/436,025).

07 Sat PER/PER/MS 3028-080 TAMPER EVIDENT PLASTIC CAPS WITH LOW Zapata Innovative Closures, Inc. (JP) 2813146 ANNUITY DUE 1 None
Sent letter to client on 4/15/03; 7/7/03; 7/28/03
We must send a Revival Fee by 2/7/04

20 Fri MBK/IC/MS 3634-015CA SENECECT CELL DERIVED INHIBITORS OF D Canji Inc. (CA) 2,170,641 RESPONSE TO OA 1 None
Isabel sent fax to fa on 2/23

04/08/2004 THU 14:17 FAX

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